

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth T. Heruth and Confirmation No. 1024  
Keith A. Miesel  
Serial No.: 10/826,925  
Filed: April 15, 2004 Customer No.: 28863  
Examiner: Patricia C. Mallari  
Group Art Unit: 3735  
Docket No.: 1023-350US01  
Title: COLLECTING SLEEP QUALITY INFORMATION VIA A MEDICAL  
DEVICE

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CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via the United States Patent and Trademark Office electronic filing system on March 12, 2010.

By:

Name: Shirley A. Bellach

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Mail Stop Issue Fee  
Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits the references listed on the attached form PTO-1449.

This statement is being filed after the mailing date of a final action under 37 C.F.R. § 1.113 or a Notice of Allowance under 1.311 or after any other action that closes prosecution on the application, but before the payment of the issue fee. Please charge Deposit Account No. 50-1778 in the amount of \$180.00 for the fee set forth in 37 C.F.R. § 1.17(p). This statement is submitted as certified below under 37 C.F.R. § 1.97(e)(2) by the undersigned.

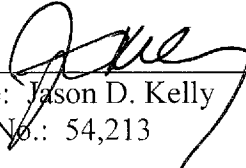
**Certification Under 37 C.F.R. § 1.97(e)(2)**

In accordance with 37 C.F.R. § 1.97(c) or § 1.97(d), the undersigned hereby certifies that to the knowledge of the undersigned after making reasonable inquiry, that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, no item of information contained in the information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

Respectfully submitted,

Date: 3-12-10

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